

## **ADDENDUM - INITIAL STATEMENT OF REASONS**

### **Amend Commission Regulation 1003**

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#### **Problem Statement**

On September 30, 2021, Governor Newsom signed Senate Bill (SB) 2. SB 2 made significant changes to existing Government and Penal Codes, respectively. These changes provide for additional peace officer hiring eligibility requirements and also grants POST the authority to certify all peace officers in California, and subsequently take action against those certifications, should POST determine serious misconduct occurred. While the peace officer eligibility hiring requirements went into effect on January 1, 2022, the remaining changes to Government and Penal Codes will go into effect on January 1, 2023.

#### **Purpose and Necessity**

##### Commission Regulation 1003. Definitions.

POST proposes to amend Commission Regulation 1003– Definitions to address the following:

- Remove terms related to peace officer certificates.
- Renumber to accommodate removal of language related to peace officer certification.
- Amend language to correct grammatical or punctuation errors.

#### **Justification for Proposed Revisions**

After further review of the regulations, POST staff discovered revisions to 1003 and the incorporated by reference Affidavit of Separation form, POST 2-357.

##### **Regulation 1003 (a)(1)(B)**

- The language was added at the request of the Commission to explicitly identify that the agency head or their designee must sign the Affidavit of Separation form, POST 2-357.

##### **Affidavit of Separation form, POST 2-357**

- The language “above address” was replaced with “Electronic Data Interchange (EDI)” because staff discovered an error after the public comment period.
- At the request of the Commission, the language in Section 4, heading “Attestation” was replaced with “Agency Head or their Designee” to explicitly identify that the agency head or their designee must sign the Affidavit of Separation form, POST 2-357.